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MIYOKO'S, PBC

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

MIYOKO'S, PBC, a Delaware  
corporation,

Plaintiff,

v.

MIYOKO SCHINNER, an individual.

Defendant.

MIYOKO SCHINNER, an individual,

Counter-Claimant,

v.

MIYOKO'S, PBC, a Delaware  
Corporation; and DOES 1 – 10,

Counter-Defendants.

Case No.: 4:23-CV-00711-DMR

**STIPULATION AND ORDER  
(AS MODIFIED) CONTINUING  
INITIAL CASE MANAGEMENT  
CONFERENCE**

Judge: Hon. Donna M. Ryu

1 Under Civil Local Rules 6-2 and 7-12, Plaintiff Miyoko's, PBC ("Plaintiff")  
2 and Defendant Miyoko Schinner ("Defendant") (collectively, the "Parties"), hereby  
3 submit this stipulated request to continue the Initial Case Management Conference as  
4 follows:

5 WHEREAS, under the Court's February 17, 2023 Order Setting Initial Case  
6 Management Conference and ADR Deadlines (Dkt. #7), the Initial Case Management  
7 Conference is presently set for May 17, 2023;

8 WHEREAS, on April 24, 2023, the Parties commenced a private mediation  
9 with Mediator Phyllis W. Cheng, Esq of ADR Services, Inc.;

10 WHEREAS, the Parties have continued the mediation with the assistance of  
11 Phyllis Cheng;

12 WHEREAS, the requested extension will allow the Parties additional time to  
13 determine if the case can be resolved, and if not, to discuss a case schedule and the  
14 other matters required by Federal Rule of Civil Procedure 16, 26(f), and Local Rule  
15 16.

16 WHEREAS, no previous time modifications have been made in this case.

17 The Parties accordingly STIPULATE AND AGREE through their respective  
18 counsel and REQUEST THAT THE COURT ORDER that good cause exists to  
19 continue the Initial Case Management Conference to May 31, 2023, or as soon  
20 thereafter as is convenient for the Court.

21 The Parties further STIPULATE AND AGREE that, subject to the Court's  
22 approval, all attendant deadlines under the Federal and Local Rules shall be similarly  
23 continued, as stated in the Court's Order Setting Initial Case Management Conference  
24 and ADR Deadlines (Dkt. #7).

25 ///

26 ///

27 ///

1 Dated: May 5, 2023

Respectfully submitted,

2 MINTZ LEVIN COHN FERRIS GLOVSKY  
3 AND POPEO P.C.

4  
5 By: /s/ Jennifer B. Rubin

6 Jennifer B. Rubin

7 Nicole M. Rivers

8 Mike C. Flesuras

9 Attorneys for Plaintiff

10 MIYOKO'S, PBC

11 Dated: May 5, 2023

The Bloom Firm

12 /s/ Lisa Bloom

13 Lisa Bloom

14 Alan Goldstein

15 Attorneys for Defendant

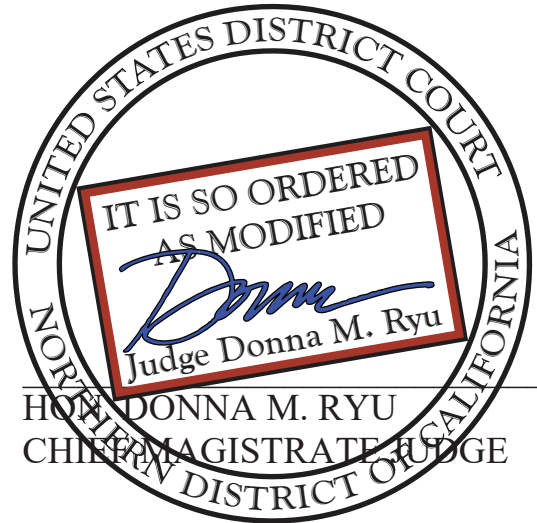
16 MIYOKO SCHINNER  
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**ORDER (AS MODIFIED)**

Upon presentation of the Parties' stipulation and good cause shown, the Initial Case Management Conference currently set for May 17, 2023 is vacated and continued to June 7, 2023 at 1:30 p.m. in Oakland, by Videoconference only. Parties shall file a joint case management conference statement by May 31, 2023. All counsel and parties may access the webinar information (public hearings) at <https://cand.gov/judges/ryu-donna-m-dmr/>.

IT IS SO ORDERED AS MODIFIED.

Dated: May 5, 2023



HON. DONNA M. RYU  
CHIEF MAGISTRATE JUDGE

**PROOF OF SERVICE**

I am employed in the County of San Diego; my business address is Mintz Levin Cohn Ferris Glovsky and Popeo PC, 3580 Carmel Mountain Road, Suite 300, San Diego, CA 92130. I am over the age of 18 and not a party to the foregoing action.

On **May 5, 2023**, I served the following document(s) described as:

**DOCUMENT LIST**

on the interested parties in this action at the addresses listed below via the following method:

Lisa Bloom  
Alan Goldstein  
Matthew Solomon  
The Bloom Firm  
26565 Agoura Road, Suite 200  
Calabasas, CA 91302

Counsel for Defendant/Counter-Claimant  
MIYOKO SCHINNER

Tel: 818 914 7319  
Fax: 866 884 8079

Email: lisa@thebloomfirm.com  
avi@thebloomfirm.com  
matthew@thebloomfirm.com

**[X] BY ELECTRONIC TRANSMISSION VIA CM/ECF:** I caused the document to be electronically delivered to the interested parties at the addresses listed above via the Court's CM/ECF System.

**[ ] BY ELECTRONIC TRANSMISSION:** I caused the said document(s) to be transmitted electronically, per stipulation of counsel and/or state or local rules, to the email addresses referenced above.

**[X] FEDERAL:** I declare that I am employed in the offices of a member of the bar of this court at whose direction this service was made. I declare under penalty of perjury under the laws of the United States of America that the above is true and correct.

Executed on **May 5, 2023**, at San Diego, California.

*Terri L. Mayo*

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Terri L. Mayo

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